

LVR

Winnie, Carly

From: Adam Soyer <adsbones@gmail.com>
Sent: Tuesday, May 10, 2016 7:17 AM
To: Eckert, Lynn; Koop, Douglas; Scott-Childress, Reynolds; Dawson, Nina; Carey, Bill; Davis, Tony; Mills, Maryann; Schabot, Steven; Brown, Deborah
Subject: [SPAM?] School Gun Free Zone
Attachments: SchoolZone.pdf
Importance: Low

Dear Alderman:

Please review this information regarding the Federal law pertaining to *School Gun Free Zones* directly from the ATF website.

90 Prince Street is 0.2 mi (>1000 ft) from the nearest school according to the ATF(at my FFL interview) and outside the *School Zone*.

Also, please look at the exceptions to the law in the 1st paragraph of general information.

The prohibition does not apply to an FFL's business premises (e.g., commercial storefront, residence or driveway). Customers would be compliant under #2. This would explain how the ranges/retail stores operate lawfully in other municipalities within the 1000 ft zone.

AS

--

Adam D. Soyer, DO

(3)(A) Except as provided in subparagraph (B), it shall be unlawful for any person, knowingly or with reckless disregard for the safety of another, to discharge or attempt to discharge a firearm that has moved in or that otherwise affects interstate or foreign commerce at a place that the person knows is a school zone.

(B) Subparagraph (A) does not apply to the discharge of a firearm—

- (i) on private property not part of school grounds;
 - (ii) as part of a program approved by a school in the school zone, by an individual who is participating in the program;
 - (iii) by an individual in accordance with a contract entered into between a school in a school zone and the individual or an employer of the individual; or
 - (iv) by a law enforcement officer acting in his or her official capacity.
- (4) Nothing in this subsection shall be construed as preempting or preventing a State or local government from enacting a statute establishing gun free school zones as provided in this subsection.

If you have any questions, contact:

**Bureau of Alcohol, Tobacco, Firearms
and Explosives**
650 Massachusetts Ave., NW
Washington, DC 20226
(202) 927-7770

or

Visit our web site at www.atf.gov

U.S. Department of Justice
Bureau of Alcohol, Tobacco, Firearms and Explosives
Office of Enforcement Programs and Services
Firearms Programs Division



Gun Free School Zone Notice



General Information

Generally, it is unlawful for any individual to knowingly possess a firearm within a school zone. A school zone is defined as being within a distance of 1,000 feet from the grounds of a public, parochial, or private school. This prohibition does not apply to the possession of a firearm on private property not part of school grounds such as an FFL's business premise (e.g., commercial storefront, residence, or driveway)

Once a customer leaves private property located within 1,000 feet of a school with a firearm, they may be in violation of Federal Law. However, in the following situations an individual would not be possessing a firearm in violation of 922(q)(A):

1. The individual is licensed by the State or political subdivision to possess the firearm, and the license was issued after law enforcement officials verified that the individual is qualified to receive the license;
2. The firearm is unloaded and is contained within a locked container or a locked firearms rack that is on a motor vehicle;
3. The firearm is possessed by an individual for use in a school-approved program;
4. The individual or his/her employer is doing so in accordance with a contract between the individual and the school;
5. The individual is a law enforcement officer acting in their official capacity; or
6. The individual is crossing school grounds to reach a public or private way. Their firearm is unloaded, and they have permission from the school.

ATF realizes that not all persons who enter or exit an FFL's premises in such case may fall under one of the above-described statutory exemptions. Therefore, ATF advises that in those States where a permit is not needed, the FFL should ensure that prior to a purchaser leaving the business premise with a firearm that it is unloaded and placed in a locked container.

Federal Law

The Gun Control Act of 1968, 18 U.S.C. Chapter 44, provides in pertinent parts as follows:

18 U.S.C. 922(q)(1)

(q)(1) The Congress finds and declares that—

(A) crime, particularly crime involving drugs and guns, is a pervasive, nationwide problem;

(B) crime at the local level is exacerbated by the interstate movement of drugs, guns, and criminal gangs;

(C) firearms and ammunition move easily in interstate commerce and have been found in increasing numbers in and around schools, as documented in numerous hearings in both the Committee on the Judiciary of the House of Representatives and the Committee on the Judiciary of the Senate;

(D) in fact, even before the sale of a firearm, the gun, its component parts, ammunition, and the raw materials from which they are made have considerably moved in interstate commerce;

(E) while criminals freely move from State to State, ordinary citizens and foreign visitors may fear to travel to or through certain parts of the country due to concern about violent crime and gun violence, and parents may decline to send their children to school for the same reason;

(F) the occurrence of violent crime in school zones has resulted in a decline in the quality of education in our country;

(G) this decline in the quality of education has an adverse impact on interstate commerce and the foreign commerce of the United States;

(H) States, localities, and school systems find it almost impossible to handle gun-related crime by themselves—even States, localities, and school systems that have made strong efforts to prevent, detect, and punish gun-related crime find their efforts unavailing due in part to the failure or inability of other States or localities to take strong measures; and

(1) the Congress has the power, under the interstate commerce clause and other provisions of the Constitution, to enact measures to ensure the integrity and safety of the Nation's schools by enactment of this subsection.

(2)(A) It shall be unlawful for any individual knowingly to possess a firearm that has moved in or that otherwise affects interstate or foreign commerce at a place that the individual knows, or has reasonable cause to believe, is a school zone.

(B) Subparagraph (A) does not apply to the possession of a firearm—

(i) on private property not part of school grounds;

(ii) if the individual possessing the firearm is licensed to do so by the State in which the school zone is located or a political subdivision of the State, and the law of the State or political subdivision requires that, before an individual obtains such a license, the law enforcement authorities of the State or political subdivision verify that the individual is qualified under law to receive the license;

(iii) that is—

(I) not loaded; and

(II) in a locked container, or a locked firearms rack that is on a motor vehicle;

(iv) by an individual for use in a program approved by a school in the school zone;

(v) by an individual in accordance with a contract entered into between a school in the school zone and the individual or an employer of the individual;

(vi) by a law enforcement officer acting in his or her official capacity; or

(vii) that is unloaded and is possessed by an individual while traversing school premises for the purpose of gaining access to public or private lands open to hunting, if the entry on school premises is authorized by school authorities.

Sills, Dee

#25
1+7

From: Winnie, Carly
Sent: Monday, May 02, 2016 10:00 AM
To: Sills, Dee
Subject: Fwd: Send Amended Firearms Law back to Laws and Rules Committee.

Sent from my iPhone

Begin forwarded message:

From: nbm18west <nbm18west@aol.com>
Date: April 28, 2016 at 8:50:17 PM EDT
To: <cwinnie@kingston-ny.gov>
Subject: Send Amended Firearms Law back to Laws and Rules Committee

I respectfully request that the City of Kingston's Common Council vote to send the amended firearms law back to the Laws and Rules Committee for further vetting.

It's a complicated matter and it seems people are bundling several issues and questions together, including 2nd amendment rights, planning, and zoning, etc., without recognizing the distinctions.

I'm not against guns or a gun range, as I recognize the benefits of education and training. But this is not a referendum on gun ranges, but a question as to how best to shape a law to fit the needs of the Kingston community. I have researched how other municipalities around our nation have dealt with this same issue - changing laws, zoning, ordinances, etc. for permitting indoor ranges. And the common theme that appears is location, location, location. Rather than allow ranges to be near schools, homes, neighborhoods, retailers, they have been limited to areas zoned industrial. There are numerous reasons for such decisions...property values, safety, health, traffic patterns, etc.

So rather than changing the law in such a rushed, bootstrapped manner by voting on it as is, it should be discussed and deliberated by the Laws and Rules committee with thought to balance the various needs without eliminating the benefits the current law provides the citizens of Kingston. Specifically, if the law is amended to allow guns, it should be limited to locations zoned for Industrial use at least 1,500 feet away from schools, places of worship, and historical and residential neighborhoods.

I reference the below.

<http://www.twincities.com/2015/08/31/stillwater-city-council-shoots-down-variance-for-gun-range/>

<http://thefiringline.com/forums/showthread.php?t=139522>

<http://taylorldailynews.com/local-news/188389>

http://www.mlive.com/news/grand-rapids/index.ssf/2014/05/indoor_firing_range_at_holland.html

Please place my testimony in the record, and distribute to all members of Kingston's Common Council and Council President for their review.

Neil B. Millens
Residence - Ponckhockie Street
Business - 721 Broadway
Sent from my Verizon Wireless 4G LTE smartphone

From: Winnie, Carly
Sent: Monday, May 02, 2016 10:04 AM
To: Sills, Dee
Subject: Fwd: [SPAM?] Send the amended firearms law back to the Laws and Rules Committee.

Sent from my iPhone

Begin forwarded message:

From: <nbm18west@aol.com>
Date: April 29, 2016 at 8:55:58 PM EDT
To: <ward1@kingston-ny.gov>, <ward2@kingston-ny.gov>, <ward4@kingston-ny.gov>, <ward5@kingston-ny.gov>, <ward6@kingston-ny.gov>, <ward7@kingston-ny.gov>, <ward8@kingston-ny.gov>, <ward9@kingston-ny.gov>, <ward3@kingston-ny.gov>
Cc: <SNoble@kingston-ny.gov>
Subject: [SPAM?] Send the amended firearms law back to the Laws and Rules Committee.

I respectfully request that the City of Kingston's Common Council vote to send the amended firearms law back to the Laws and Rules Committee.

- I. **It is clearly premature and will be an abdication of the responsibilities and obligations owed to the citizens of Kingston for the Council to vote on amending the law without an in depth assessment and analysis of the issues and elements surrounding the proposed amendment by the Laws and Rules Committee. Before voting on such an amendment, there needs to be a thorough examination by the Laws and Rules Committee of the intent, rationale and benefits behind the existing law, and the costs and benefits to Kingston and its citizens of the proposed amendment – specifically how the implementation of such an amended law will impact the residents and City with regard to law enforcement and public safety, health concerns, economic and cultural development, real estate sales and property values, traffic flow, and other elements. It's a complicated matter and it requires and deserves consultation and study to insure that we get this done right, rather than get it done fast. Questions like why, who, how, where, under what restrictions, exemptions, etc. all need to be addressed. And that requires information from experts about how such changes in the law are enacted and the possible consequences to the community which go far beyond the establishment of a gun range. Accordingly, It is unclear to me why this matter is being bootstrapped and rushed. It should be sent to the Committee.**

II. **This is not a second amendment issue:** From having attended the previous council meeting and listening to the public comments put forth, what is clear is that some people are bundling several issues and questions together, including 2nd amendment rights, planning, and zoning, etc., without recognizing the distinctions. Neither myself, nor most people who I have heard speak on this matter, are against guns or a gun range, nor do we fail to recognize the benefits of education and training. **But again, this is not a 2nd amendment issue for either myself (and most of the people speaking) or for Dr Soyer. If it was, he would have been advocating for a change in the law 5, 10, 15 years ago to allow guns be fired in Kingston. His motives here are strictly financial.** He has a commercial property on Prince Street that previously housed his medical practice, which he wants to convert to a gun range to reap an economic benefit. Now I don't blame him; I am in favor of people making money. But you don't change a law so one person can make money. I confess that I'm not exactly sure why Dr. Soyer can't find other uses for the property because given its location one would think it's better suited for a business that is aligned with health services, educational services, retail or art. **But as stated and shown, this is not about the 2nd amendment or gun ranges, but a question as to whether and how to change a law which allows people to fire guns within the City. And that is the decision facing the Council.**

III. **So why do you change a law and how do you properly go about it?** My understanding, and it seems reasonable, is that you change a law because i) you are either legally required to (example – a current law is unconstitutional), ii) a current law is offensive and doesn't represent the municipality and its citizens (example – flying a confederate flag), or iii) because the current law doesn't address a need that has been identified (example - either prohibiting, restricting or encouraging specific behavior) and serving that need (the benefits) outweighs the costs for the community as a whole (not simply one person). When you draft a law you must be careful to do so narrowly to accomplish the beneficial objective while minimizing the costs involved. **So I ask, has the Council made a finding of any of the above 3 reasons to support changing the law? If not, why is it voting on an amendment that hasn't been before the Committee?**

IV. **The proposed amendment has not been properly evaluated or drafted to be voted on by the Council.** With regard to the third case referenced above – serving the needs of the community - has the Council:

- a) studied and considered the research as to the potential increase of gun violence that may result from a change in the law?
- b) researched whether additional law enforcement costs will be necessary if the law is changed?
- c) analyzed the reports and medical data and consulted with medical experts as to the negative health impacts of the increased amount of lead in the air?
- d) researched how changing the law may impact the City of Kingston economically in terms of business investment, tourism, job creation, real estate sales and property values, etc.
- e) evaluated the data on the consequences and impact of allowing gun usage in specific locations – residential, commercial, industrial?

- f) Investigated how other cities and municipalities around the county have addressed these needs via legislative action or inaction? How the issue of guns were approved, denied or limited by zoning and planning requirements? What language was used in the laws to insure maximum benefits while minimizing the negatives?

If the Council hasn't taken all of the steps above, then it shouldn't be voting on a proposed law which isn't thoroughly and correctly researched or drafted and whose likely consequences are unknown and potentially harmful to the residents of the City of Kingston. First the Council must decide whether there is a legitimate reason to change the existing law; then it must decide how to best accomplish it. These are very separate issues. It doesn't appear that either have been addressed appropriately. So why is this matter being rushed to a Council vote?

Similarly, the Council may decide to allow guns to be fired in Kingston and to allow an indoor gun range in Kingston, but that doesn't mean that the Prince Street property is an appropriate location. The factors raised above need to be addressed. And the fact is that Prince Street is the opposite of an appropriate location – near schools, near the YMCA where children's activities are held, in a residential neighborhood, near a Broadway retail strip, and near a developing art community. I have researched how other municipalities around our nation have dealt with this same issue - changing laws, zoning, ordinances, etc. for permitting indoor ranges. And the common theme that appears is location, location, location. Rather than allow ranges to be near schools, homes, neighborhoods, retailers, they have been limited to areas zoned industrial. There are numerous reasons for such decisions...property values, safety, health, traffic patterns, etc.

So rather than voting on a proposed law put forth in such a rushed, bootstrapped manner, it should be researched, discussed and deliberated by the Laws and Rules committee with thought to balance the various needs without eliminating the benefits that the current law provides the citizens of Kingston. And if the law is amended to allow guns, it should be limited to locations zoned for Industrial use at least 1,500 feet away from schools, places of worship, and historical and residential neighborhoods.

Neil B. Millens

Residence - Ponckhockie Street
Business - Broadway

#26
L + R

Sills, Dee

From: Winnie, Carly
Sent: Monday, May 02, 2016 10:02 AM
To: Sills, Dee
Subject: Fwd: Send Amended Firearms Law back to Laws and Rules Committee

Sent from my iPhone

Begin forwarded message:

From: Lorraine Farina <canshecook@gmail.com>
Date: April 30, 2016 at 7:21:09 PM EDT
To: <cwinnie@kingston-ny.gov>
Subject: Send Amended Firearms Law back to Laws and Rules Committee

I would like to request that the City of Kingston's Common Council vote to send the amended firearms law back to the Laws and Rules Committee for further vetting

. The decision as to whether or not to revise or amend a law as important as a firearms law deserves due consideration, as it has the potential to affect not only quality of life in Kingston, but the very health and safety of residents as well. In addition, the special treatment afforded to the project of the proposed shooting range is disturbing: Kingston city residents have not been duly informed of scheduled meetings, yet proponents (many out-of-town residents) have had sufficient notice to appear at Council meetings in support of their own self-serving interests. Then, the law was rushed through Committee in one sitting. This is not democracy, nor is it the way in which I and my neighbors expect our Common Council to conduct Kingston City business, which is first and foremost the protection of the interests of our residents. I urge that the full Council vote to send the law back to the Laws and Rules Committee for further scrutiny.

Please place my testimony to record, and distribute to all members of Kingston's Common Council and Council President for their review.

Thank you.

Lorraine Farina
155 Highland Avenue
Kingston, NY 12401

Sills, Dee

#27
h + R

From: Winnie, Carly
Sent: Monday, May 02, 2016 10:02 AM
To: Sills, Dee
Subject: Fwd: Send Amended Firearms Law back to Laws and Rules Committee

Sent from my iPhone

Begin forwarded message:

From: robert fanshel <rfanshel@gmail.com>
Date: April 30, 2016 at 8:29:06 PM EDT
To: <cwinnie@kingston-ny.gov>
Subject: Send Amended Firearms Law back to Laws and Rules Committee

I would like to request that the City of Kingston's Common Council vote to send the amended firearms law back to the Laws and Rules Committee for further vetting.

I am not in favor of amending the law; I urge that it, at the very least, be sent back to the Laws and Rules Committee for further vetting. The proposal to amend has been given very little scrutiny, and there has been great haste to change a long-standing law that has served our community well. In my view, there has been a sudden and coincidental urgency to amend it in order to accommodate the special interest of one business owner.

Please place my testimony to record, and distribute to all members of Kingston's Common Council and Council President for their review.

Thank you.

Robert Fanshel
155 Highland Avenue
Kingston, N 12401

Sills, Dee

28
1+12

From: Winnie, Carly
Sent: Monday, May 02, 2016 10:03 AM
To: Sills, Dee
Subject: Fwd: Proposed Gun shop and shooting range

Sent from my iPhone

Begin forwarded message:

From: Linda McLuckie <luckipups220@gmail.com>
Date: April 30, 2016 at 9:23:28 AM EDT
To: <cwilliams@kingston-ny.gov>
Subject: Proposed Gun shop and shooting range

Miss Williams,

I oppose a shooting range and a gun shop in Midtown. This makes absolutely no sense to me. The government is constantly trying to improve the appearance of Kingston and with the recent influx of artists, why would you think this is a good addition?

What disturbs me, is the majority of those supporting this are not from Kingston!!! If they want this so bad, why are they not pushing to have this in their community? Shouldn't you be listening to those of us who live here and not swayed by those who aren't making any effort to have this in their community?

I've been a Kingston resident for over 30 years and have been very excited by all the changes I've seen. I'm also a business owner and feel so good when I sign on new clients and they tell me they just moved here and love the history and the beauty of our town. In my opinion, our government should continue to be focusing on that and listening to those who this will seriously affect. This does not fit in with our historic town.

Please be sure that this reaches all council members and James Noble.

Sincerely,
Linda McLuckie
Luckipups Pet Sitting
128 Washington Ave.
Kingston, NY 12401

29
L+12

Sills, Dee

From: Winnie, Carly
Sent: Monday, May 02, 2016 10:00 AM
To: Sills, Dee
Subject: Fwd: Nooday Shooting Range

Sent from my iPhone

Begin forwarded message:

From: Adam Soyer <adsbones@gmail.com>
Date: April 28, 2016 at 9:25:07 PM EDT
To: <ward1@kingston-ny.gov>, <ward2@kingston-ny.gov>, <ward3@kingston-ny.gov>, <ward4@kingston-ny.gov>, <ward5@kingston-ny.gov>, <ward6@kingston-ny.gov>, <ward7@kingston-ny.gov>, <ward8@kingston-ny.gov>, <ward9@kingston-ny.gov>
Subject: Fwd: Nooday Shooting Range

----- Forwarded message -----

From: Renate Soyer <reyos5@yahoo.com>
Date: Thu, Apr 28, 2016 at 9:09 PM
Subject: Nooday Shooting Range
To: Adam Soyer <adsbones@gmail.com>

Please let the Common Council members know that this is an 11-acre outdoor shooting range.

<http://www.cbs19.tv/story/20592362/hearing-about-noonday-gun-range-set-for-february>

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Adam D. Soyer, DO

Alison Woods
79 O'Neil Street
Kingston, NY 12401

#30
LIR

April 29, 2016

Ms. Carly Winnie
Kingston City Clerk/Registrar
Kingston City Hall
420 Broadway
Kingston, NY 12401

Dear Ms. Winnie,

I respectfully request that you enter this letter into the record and make sure copies are distributed to all members of the Kingston Common Council and to the Common Council president.

I was surprised to learn, just today, of the proposal to change Kingston's firearms law in order to allow the establishment of a gun shop and shooting range on Prince Street, in Midtown Kingston.

I have lived on O'Neil Street in Midtown, about 4 blocks away from the proposed shooting range, for 11 years.

I oppose any effort to alter Kingston's existing laws in order to situate a shooting range here.

I believe that if the Kingston firearms law needs to be changed, it should be done in order to enhance public welfare and safety, and not to accommodate any particular proposed business. To amend a law to promote the interests of one business is not fair to other businesses that operate within the limitations of the existing law. It is also unfair to Kingston residents, who should be aware of and have a say on laws that affect them. For this reason, any proposed changes to the firearms law should be widely publicized and open to public discussion, in a process carried out with transparency and civic cooperation.

In addition, a business such as a shooting range and/or gun store comes with noise, environmental and safety issues as well as negative effects on neighboring property values. The possibility of situating such a business in Midtown, practically within view of Kingston High School and the YMCA, should be discussed and considered in relation to Kingston's long-range plan for the development of the Midtown area. Those of us who own homes and and make our lives in this area are trying to create a more beautiful, peaceful and prosperous Midtown, and in my opinion this kind of business does not fit in with those goals.

There are many more appropriate places, outside the Kingston city limits, to situate a shooting range and gun shop. Perhaps the property owner would consider selling his Prince Street building and purchasing or leasing in one of those areas, so as to be able to conduct his business without the opposition of his neighbors and without the need for special treatment from the Common Council.

I therefore request, as a Midtown Kingston resident, homeowner, and taxpayer, that you send the law back to the Laws and Rules Committee for further consideration, so that any changes made are made in the best interests of all stakeholders.

Sincerely,



Alison Woods

Sills, Dee

From: Winnie, Carly
Sent: Monday, May 02, 2016 10:01 AM
To: Sills, Dee
Subject: Fwd: Bed Bug Coalition

Sent from my iPhone

Begin forwarded message:

From: Jnoble <jnoble39@aol.com>
Date: April 29, 2016 at 5:21:58 PM EDT
To: Carly Winnie <cwinnie@kingston-ny.gov>
Subject: Fwd: Bed Bug Coalition

Carly, Please add to the L & R Committee. Thank you . Jim

Sent from my iPhone

Begin forwarded message:

From: "Francesca Ortolano" <gcapt@hvc.rr.com>
Date: April 29, 2016 at 5:09:28 PM EDT
To: <jnoble39@aol.com>
Subject: Fw: Bed Bug Coalition

Hello Jim,

Thanks for the call the other day.

Yes, the Bed Bug Coalition wants a resolution to make landlords responsible for paying for treatment when bed bugs are present even if it is only one apartment.

Please let us know when we can be seen by the laws and rules committee.

Thank you in advance for your consideration regarding this matter.

Sincerely,

Francesca Ortolano

Bed Bug Coalition

Project Manager

From: Francesca Ortolano

Sent: Wednesday, April 13, 2016 4:35 PM

To: jnoble39@aol.com ; [Brad Will](#) ; cwinnie@kingston-ny.gov ; [Amy Colon](#) ; [Barbara Duncan](#) ; [Benjamin O'Shea](#) ; [Cecilia Defarrari](#) ; [Chris Alnazer](#) ; [Christine Oakley](#) ; [Darlene Kelley](#) ; [Erin](#) ; [Erin Burud](#) ; [Jill Gagliardi](#) ; [Jim Rahm](#) ; [JoAnn Bell](#) ; [John Scott](#) ; [Kathy Santiago](#) ; [kelly mcmullen](#) ; [Kim](#) ; [Lauren Pettas](#) ; [Margaret Hoffman](#) ; [Margaret Shlasko](#) ; [Mary](#) ; [Maureen MacArthur](#) ; [Maureen White](#) ; [Melissa](#) ; [Michael Berg](#) ; [Nicole](#) ; [Raizy Mermelstein](#) ; [Samantha](#) ; [Sharon Cohen](#) ; [Stephanie Jackson](#) ; [Steve Noble](#) ; [Trisha Clausi](#) ; [Victoria Bishop](#) ; ward2@kingston-ny.gov ; ward9@kingston-ny.gov

Subject: Bed Bug Coalition

Hello Mr. Noble,

Kingston is infested with bed bugs and the Bed Bug Coalition is engaging in the difficult conversation about how to raise awareness, disseminate the facts, and stop the further spread of this insidious parasite.

The Bed Bug Coalition is comprised of directors from many non-profit organizations in Kingston such as Family of Woodstock, Office for the Aging, Jewish Family Services, Gateway Community Services, Ulster/Green A.R.C., private servicing agencies like Always There, Unlimited Care, Wellcare, as well as Kingston Housing Authority & privately owned multi unit properties in Kingston.

The Bed Bug Coalition was formed to help many elderly and disabled people in Kingston and beyond when they are faced with Bed Bugs in their home or apartment.

Sometimes they don't even know until many months have passed, further risking the innocent spread of this bloodsucker. No one agency or organization is able to go in and help them with the infestation until now.

Often times landlords are very slow to bring in a license exterminator, if at all.

We are requesting that you allow our coalition to meet with you or one of your committees (Laws & Rules or Public Safety) to address how the City of Kingston can help in reducing this infestation.

Please grant the Bed Bug Coalition members the time needed to have a conversation with the common council about how we can work together to help our elderly and disabled citizens remediate this parasite thus making it safer for every citizen in Kingston. We have met with the Mayor, and with the Deputy Executive of Ulster County. As a result good advances have been made in raising awareness and educating the population.

Bed bugs have no preference as to how old you are or if you live clean or dirty. They are freeloaders who do not discriminate, and they multiply fast when left alone.

Bed bugs have been found in the local movie theatre, hospital, police station, and even in our local schools etc. We are all at risk.

Our city is infested and much needs to be done.

The Bed Bug Coalition wants to help stop the further spread and the common council can help.

Please let us know what committee would be best suited for us to meet with and when they can place the Bed Bug Coalition on their agenda.

Thank you in advance for your attention to this matter.

Sincerely,

Francesca Ortolano

Bed Bug Coalition &

Private Building Manager

17 32
LTD

Stephanie Nystrom
10 Janet St.
Kingston, NY
12401

Carly Winnie
City Clerk
City of Kingston
420 Broadway
Kingston, NY
12401

May 2, 2016

Ms. Winnie and Members of the Kingston Common Council,

I am writing to you, and submitting this document for the public record, to draw your attention to issues involved in changing Kingston's gun law, and specifically changing it to allow indoor shooting ranges within city limits. Though my research on this topic is by no means exhaustive, I was able to find enough to raise quite a few red flags with regard to public and employee health and safety, as well as legal disputes that the city should consider.

In a 2014 CDC Morbidity and Mortality Report, indoor shooting ranges are identified as a dangerous cause of elevated blood lead levels (BLLs) and lead poisoning. This is still the case despite new and strict guidelines for range maintenance and public health outreach. In order to be safe and in compliance with regulations, there is a great deal involved—for the range itself and its employees. The building must have a sophisticated ventilation system, HEPA filters, strict control of airflow (both within the building and between the building and outside), special training for employees, and regular medical testing of employees to monitor BLLs. A survey of indoor shooting ranges in Washington State found egregious violations in all these areas: airflow, filters, ventilation, housekeeping, and employee medical surveillance.

Employees also brought lead home with them on their clothes and bodies, which contaminated their homes and families. Even in facilities that used HEPA filters and changed their filters weekly, there were still lead violations. The guidelines for air lead levels were established by OSHA in 1978. To provide safe working conditions, lead levels must be below 50 micrograms per cubic meter. However, these standards are now considered outdated, because we know more about the dangers of low-level lead exposure. The California Department of Public Health recommends that OSHA lower permissible levels from $50 \mu\text{g}/\text{m}^3$ to $0.5 - 2.1 \mu\text{g}/\text{m}^3$.

The issues regarding lead came to the forefront at an indoor shooting range in the Sacramento/Fresno area of northern California. Residents in this area actually had problems with *two* indoor shooting ranges in their region. In one, a range had a malfunction with its outside air filtration system, and the range vented lead-contaminated air all over a public park and a residential neighborhood. The city conducted 20 tests on the building between 2006 and 2014 (the facility was closed in 2014), and lead was found in nearly every room in the building; 38 of the 39 samples were above hazardous levels. The lead levels on the roof were 70 times higher than the state hazard

threshold. Citizens are suing the city because they have elevated BLLs and lead poisoning. The range may also be a violation of the Hazardous Waste Control Act.

In the other indoor range dispute, it took a 7-hour meeting by the Planning Commission to broker a truce in a 6-month-long fight between an indoor gun range owner and nearby residents. Residents, who complained about the noise from shooting, had threatened to sue the city; the owner had retaliated with his own lawsuit threat, and the fight had waged since the range's opening, two years prior. Before the range had opened (in an area formerly zoned industrial, but which had houses built on it in the 1980s due to the town's suburban expansion), there was considerable debate over whether having a gun range in a residential area was a good idea. The City Council had approved the owner's permit by a 4-1 vote in 2011, over the objections of residents in the neighborhood, and who continued to fight the range. Citizens argue that the range has devalued their homes, and that their children are too scared by the shooting noise to play outside. The City Council admitted that they did not have enough experience with a gun range to be able to foresee the problems that could arise, and that they should have learned more before approving the permit.

And finally, one other public health issue must be mentioned—with regard to the guns themselves. As I understand Mr. Soyer's proposal (and the way that other indoor shooting ranges operate), there will be a gun store on premises, as well as a gun rental shop—for those who do not have their own firearms. This is perhaps the most dangerous aspect of all in terms of gun violence. No background check is needed to rent a gun in any range in the United States. Thus, if someone is unable to purchase a firearm legally, they can easily go to a range to ostensibly rent, and then steal, a gun. This happened in Vermont in 2015, when a gun range patron with a criminal record rented a gun, shot the instructor, and made off with it. At a range in Florida, a woman who had been involuntarily institutionalized (which would have made her fail a background check), shot her son and herself with a rented gun. Also in Florida, a convicted felon on house arrest for a nightclub shooting went to a gun range and was able to rent a gun. His GPS ankle monitor is clearly visible in the surveillance video from the range.

What I hope you take from this is that there are MANY things to think about with regard to shooting ranges and public health and safety—from lead poisoning and noise complaints to devalued property and guns in unsafe hands. This should not be a decision that you make lightly. To simply make a blanket statement (as in Ms. Brown's amendment) that discharging a firearm within the city limits is illegal, "except in an indoor facility designed and constructed as a shooting range," leaves quite a bit out. Not only is it a blatant case of favoritism with regard to one particular business venture, it represents a lack of thorough investigation of the issue.

I respectfully ask you to please not pass this amendment. If the firearms law of 1978 is in violation of the Second Amendment (which incidentally I do not understand how it can be), then it should indeed be amended so that it is not. However, to amend a law to allow a particular business to operate in a neighborhood where it is not wanted is unfair and immoral. It will also open the city up

to the potential for lawsuits from citizens whose property is devalued and whose quality of life is compromised, as well as those who will correctly point out that this law is arbitrary and capricious. Assessing whether a law should be amended or changed should be an issue in and of itself—based on the law's merit, not what one wealthy property owner wants to do with his building.

Thank you for your time,

Stephanie Nystrom

Sills, Dee

From: Winnie, Carly
Sent: Monday, May 02, 2016 5:06 PM
To: Sills, Dee
Subject: Fwd: Handicapped Parking Sign Removal

Sent from my iPhone

Begin forwarded message:

From: Jnoble <jnoble39@aol.com>
Date: May 2, 2016 at 1:47:37 PM EDT
To: Carly Winnie <cwinnie@kingston-ny.gov>
Subject: Fwd: Handicapped Parking Sign Removal

Carly ,Please add to the P S Committee. Thank you. Jim

Sent from my iPhone

Begin forwarded message:

From: "STEVEN SCHABOT" <SSCHABOT@hvc.rr.com>
Date: May 2, 2016 at 11:47:37 AM EDT
To: "James Noble" <jnoble39@aol.com>
Subject: Handicapped Parking Sign Removal

There is a handicapped space in front of 47-49 Wurts Street that can be removed. The permit holder is deceased.

Thanks

Steve

Sills, Dee

#35
L+12

From: Winnie, Carly
Sent: Monday, May 02, 2016 5:05 PM
To: Sills, Dee
Subject: Fwd: Uptown Kingston Dog Situation

Sent from my iPhone

Begin forwarded message:

From: "Noble, James" <jnoble@kingston-ny.gov>
Date: May 2, 2016 at 3:31:18 PM EDT
To: "Winnie, Carly" <cwinnie@kingston-ny.gov>
Subject: Fwd: Uptown Kingston Dog Situation

Carly Please add to the L& R Committee. Thank you. Jim

Sent from my iPhone

Begin forwarded message:

From: maya nahshon <mayanahshon@gmail.com>
Date: March 14, 2016 at 3:34:19 PM EDT
To: <jnoble@kingston-ny.gov>, <onpedestal@aol.com>, JOHN CLAPPER
<onpedestal@yahoo.com>, <onpedistal@aol.com>
Subject: Uptown Kingston Dog Situation

Greetings Jim,

My Name is Maya Clapper, not sure if you know my grandmother Georgiana Pangburn who is President of Kingston Rotary.

I own and manage 307-309 Wall Street, which includes 27 tenants in four floors- Fliescher's Butcher, Vincenzo's Pizza, Jane's Ice Cream Manufacturing Facilities and Theresa's Clothing.

Last Fall I received my first letter from a disgruntled neighbor about the "Uptown Kingston Filth". The author described quote, "a cesspool of filth and grime from dog's, animal blood... etc". The latter reference I knew referred directly to the butcher of which is my tenant, so I notified them they must promptly pressure wash their sidewalk area to remove built up animal greases and gave them a deadline as per their lease agreement. They actually had to apply Lye to the sidewalk early in the morning and then pressure wash it to fully remove the grease.

Long story short I did and am doing my part as a landlord to attempt to keep Uptown Kingston clean.

Now, every day a different dog does their business in front of my building and their owners leave the sh** there and do not pick it up. I put up "Curb Your Dog" signs to no effect. The overhang, of which I pay for the Pike Plan, does not get cleaned because it does not rain under it and therefore it is the most vile sidewalk imaginable. The City of Kingston does not pressure wash it.

This morning, I found two dog shi**s outside Fliescher's Butcher, my tenant. Literally someone walked in it while I was watching and dragged it fifty feet down the sidewalk. I feel as if I'm in Medieval Kingston where we just toss our garbage out the windows.

I feel it is now the City of Kingston's responsibility to enforce Dog Laws, or creating a new Dog Ordinance to tackle this issue. I demand to be added to the next Town Council Meeting.

My proposition is as follows. The Meter Maid, who we all know is exceptionally good at his job for better or for worse, should have his duties expanded to include Citing Offending Dog Owners. I'm sure he would love writing more tickets!

I am attempting to run many businesses in my building and feel my business is harmed as a result of Dogs on Wall Street. This is coming from the owner of 5 dogs in her lifetime, a real dog lover.

The Meter Maid or another City Official MUST Cite these offenders. IT IS TERRIBLE!

This is a very big deal for business owners in Uptown Kingston and I will make it my mission to solve this issue. It is of the UTMOST importance to my business performance.

*Thanks kindly,
Maya Clapper
914 388 2865*

Maya N. C. S.
Cell: 914 388 2865
Skype: Maya.Nahshon.Spiesman

Sills, Dee

#36
L+R

From: Winnie, Carly
Sent: Monday, May 02, 2016 5:04 PM
To: Sills, Dee
Subject: Fwd: #CultureShock10k

Sent from my iPhone

Begin forwarded message:

From: "Noble, James" <jnoble@kingston-ny.gov>
Date: May 2, 2016 at 3:34:28 PM EDT
To: "Winnie, Carly" <cwinnie@kingston-ny.gov>
Subject: Fwd: #CultureShock10k

Carly Please add to the L & R Committee. Thank you Jim

Sent from my iPhone

Begin forwarded message:

From: David Paul <davidpaul102@gmail.com>
Date: March 11, 2016 at 8:00:18 PM EST
To: "commoncouncil@kingston-ny.gov" <commoncouncil@kingston-ny.gov>
Subject: #CultureShock10k

That store on broadway maybe across the street from probation building (in that area) that looks like some enchanted magic the gathering or whatever it is with the crayon on the window and unicorns or whatever? I want that store GONE. The economy isnt hurting That bad, where we need some kind enchanted store in town. Anti-Christ activity is a federal offense! #CultureShockReligion

--

Sent from Gmail Mobile

#34
FIN

Sills, Dee

From: Winnie, Carly
Sent: Monday, May 02, 2016 5:06 PM
To: Sills, Dee
Subject: Fwd: Claim

Sent from my iPhone

Begin forwarded message:

From: Jnoble <jnoble39@aol.com>
Date: May 2, 2016 at 2:53:41 PM EDT
To: Carly Winnie <cwinnie@kingston-ny.gov>
Subject: Claim

Carly , Please add to the F E D Committee . Central Hudson wants to revisit their claim for property damage.

Sent from my iPhone

459
L+R

Sills, Dee

From: Nadine Slowik <nadineslowik@gmail.com>
Sent: Tuesday, May 03, 2016 7:07 PM
To: Sills, Dee
Subject: Fwd: Resolution #120

----- Forwarded message -----

From: Nadine Slowik <nadineslowik@gmail.com>
Date: Tue, May 3, 2016 at 6:54 PM
Subject: Resolution #120
To: cwinnie@kingston-ny.gov
Cc: commoncouncil@kingston-ny.gov

Dear Ms. Winnie,

We are writing to request that the Common Council refer resolution #120 to Amend Kingston's Firearms Law BACK to Kingston's Laws and Rules Committee for further vetting. All changes to the current Firearms Law should be based upon the public's health, safety and welfare. We respectfully request that you submit our letter to record and distribute it to the entire common council and council president.

We are both visual artists who relocated to and purchased a home in Kingston in 2014 after living in Brooklyn for 17 years. We selected Kingston out of other locations because of its growing arts community, history, and beautiful setting. Midtown Kingston is the perfect location for a visual and performing arts district, as there are already several commercial and nonprofit arts organizations there such as the ArtBar Gallery and UPAC. The shooting range would not add to the vision of the Kingston 2025 plan, and in fact be a detriment.

We request that the amendment be further vetted to consider the public's health, safety and welfare, as outlined by KingstonCitizens.org:

"Proximity of schools and childcare center. The proposed shooting range and gun shop will be located at 92 Prince Street in Midtown, Kingston. This is close to the Kingston High School (within 655 feet). The high school serves almost 3,000 students, and employs more than one hundred teachers and staff members. Further, the high school serves other students both within and outside of Kingston through after school activities such as sporting events, theater productions, and musical performances. The shooting range and gun shop is within 375 feet of the YMCA. The YMCA serves thousands of children and parents, not only in Kingston but throughout Ulster County.

Public health and welfare: Despite guidelines about lead contamination for shooting ranges, recent research from the CDC shows elevated blood lead levels in ranges' employees and customers. In Sacramento, an indoor shooting range was closed because of high levels of lead contamination inside and on the roof; lead levels were 70 times higher than the state hazard threshold. One of the world's leading safety engineering firms Tetra Tech said that increased attention to lead contamination and human health exposure "has put range owners and operators into areas outside of their expertise."

Also, although the district is zoned for commercial use, it is in a "Mixed-Use Overlay" district, which allows residential. The range is also next to a residential block. The rear wall of the proposed range — and direction of the firing — is 70 feet from the nearest residence and residential block.

Economic Development and Kingston Comprehensive Plan: Kingston 2025 appropriately envisions "a new core" in Midtown Kingston where the creative economy can take root and businesses can grow. It aspires to create a mixed-use center in Midtown, "with multi-family residential incorporated with ground floor retail; pedestrian and bicycle friendly streets; active use of sidewalks; traditional architecture and historic identity.

Lawrence R. McCauley
132 Andrew St.
Kingston, NY 12401

Kingston City Common Council
Kingston City Hall
420 Broadway
Kingston, NY 12401

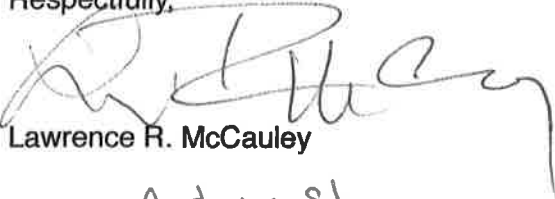
May 2, 2016

Ladies and Gentlemen of the Common Council:

I write this letter in support of a change in the law disallowing the willful discharge of firearms for any reasons other than self defense within the City limits. Laws such as this tend to be ignored by the criminal element.

I also write to express my approval of the proposed Firing Range on Prince Street in the City of Kingston. I feel as though the city can benefit from the presence of a business of this type without sacrificing our appreciation of the arts.

Respectfully,

A handwritten signature in dark ink, appearing to read 'Lawrence R. McCauley', written over a horizontal line.

Lawrence R. McCauley

Andrew St.
Kingston, NY 12401

#30
L+R

Alison Woods
79 O'Neil Street
Kingston, NY 12401

April 29, 2016

Ms. Carly Winnie
Kingston City Clerk/Registrar
Kingston City Hall
420 Broadway
Kingston, NY 12401

Dear Ms. Winnie,

I respectfully request that you enter this letter into the record and make sure copies are distributed to all members of the Kingston Common Council and to the Common Council president.

I was surprised to learn, just today, of the proposal to change Kingston's firearms law in order to allow the establishment of a gun shop and shooting range on Prince Street, in Midtown Kingston.

I have lived on O'Neil Street in Midtown, about 4 blocks away from the proposed shooting range, for 11 years.

I oppose any effort to alter Kingston's existing laws in order to situate a shooting range here.

I believe that if the Kingston firearms law needs to be changed, it should be done in order to enhance public welfare and safety, and not to accommodate any particular proposed business. To amend a law to promote the interests of one business is not fair to other businesses that operate within the limitations of the existing law. It is also unfair to Kingston residents, who should be aware of and have a say on laws that affect them. For this reason, any proposed changes to the firearms law should be widely publicized and open to public discussion, in a process carried out with transparency and civic cooperation.

In addition, a business such as a shooting range and/or gun store comes with noise, environmental and safety issues as well as negative effects on neighboring property values. The possibility of situating such a business in Midtown, practically within view of Kingston High School and the YMCA, should be discussed and considered in relation to Kingston's long-range plan for the development of the Midtown area. Those of us who own homes and and make our lives in this area are trying to create a more beautiful, peaceful and prosperous Midtown, and in my opinion this kind of business does not fit in with those goals.

There are many more appropriate places, outside the Kingston city limits, to situate a shooting range and gun shop. Perhaps the property owner would consider selling his Prince Street building and purchasing or leasing in one of those areas, so as to be able to conduct his business without the opposition of his neighbors and without the need for special treatment from the Common Council.

I therefore request, as a Midtown Kingston resident, homeowner, and taxpayer, that you send the law back to the Laws and Rules Committee for further consideration, so that any changes made are made in the best interests of all stakeholders.

Sincerely,



Alison Woods